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TECHNOLOGY CENTER R3700

PATENT

Attorney Docket No. 28122.89

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Murphy et al.

Serial No.: 09/864,510

Filed: May 24, 2001

For: VENTRICULAR RESTORATION  
SHAPING APPARATUS  
AND METHOD OF USE

Commissioner for Patents  
Washington, D.C. 20231

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OFFICE OF PETITIONS

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Group Art Unit: 3732

Examiner: Ralph A. Lewis

EXPRESS MAIL NO.: EN15873921205

DATE OF DEPOSIT: 12-30-2002

This paper and fee are being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231

Debbie Ludwig

Name of person mailing paper and fee

Debbie Ludwig

Signature of person mailing paper and fee

PETITION TO CORRECT THE NAME OF AN INVENTOR

Applicant requests a correction in a mistake regarding an inventor name in the above-identified application.

Mitta Suresh is a legal resident of the United States and an inventor for the above-listed patent application. He is commonly known by the name of "Suresh Reddy." Through a good-faith error, his alias of "Suresh Reddy" was incorrectly listed in the above patent application and declaration. The correct name for the inventor should be "Mitta Suresh," which is his legal name.

As the supporting document indicates, this mistake was inadvertent and was made without deceptive intent.

The Applicant, therefore, respectfully requests that the appropriate inventor name be amended from the inventor's alias of "Suresh Reddy" to the inventor's legal name of "Mitta Suresh."

Attached are the following documents:

1. A statement of facts verified by the inventor who's name should be corrected that the error in the inventor's name occurred without deceptive intention on his part;
2. A new declaration;
3. Check in the amount of \$130.00 for the petition fee required under 37 CFR §1.17(i).

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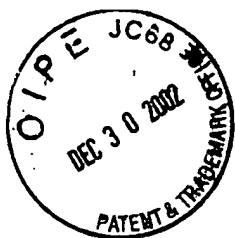
Should there be any questions or comments regarding this petition, please contact the undersigned by telephone at the number listed below. The Commissioner is hereby authorized to charge Deposit Account No. 08-1394 for any deficiencies in the enclosed fees. **This form submitted in TRIPLICATE.**

Respectfully submitted,



Bill R. Naifeh  
Registration No. 44,962

Dated: 12/30/02  
HAYNES AND BOONE, L.L.P.  
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File No.: 28122.89



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VERIFIED STATEMENT OF FACTS IN CONNECTION WITH  
THE PETITION TO CORRECT INVENTOR NAME


I, Mitta Suresh declare the following:

1. I am a joint inventor of the invention entitled "VENTRICULAR RESTORATION SHAPING APPARATUS AND METHOD OF USE," filed in the United States Patent and Trademark Office on May 24, 2001, under Serial No. 09/864,510 in the names of Gregory Murphy, Suresh Reddy and Albert Davis;

2. At the time the said application was prepared, Chase Medical's Attorney listed my alias of "Suresh Reddy" on the above patent application and declaration. My legal name is Mitta Suresh. Because I am known and usually go by "Suresh Reddy," I did not understand that the Attorney should have listed my legal name when I signed the Inventor's Declaration. This mistake was simply an oversight and was made without deceptive intent.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 12/17/02

  
Mitta Suresh